

Entered - 10/01/03 - sb
CL03L0778 - DIANNE C. MITCHELL

CLAIM OF: **CLARISSA A. ROWE**,
through her attorney,
Patrick R. Matarrese
P. O. Box 95406
Atlanta, Georgia 30347-0406

03-12-2184

For damages alleged to have been sustained as a result of a vehicular accident on August 14, 2003 at Browns Mill Road, SE and Jonesboro Road, SE.

BY PUBLIC SAFETY AND
LEGAL ADMINISTRATION COMMITTEE:

BE IT RESOLVED by the Council of the City of Atlanta that the action of the Department of Law be approved in authorizing payment to **CLARISSA A. ROWE**, through her attorney, **Patrick R. Matarrese** the sum of **\$3,677.37** in full settlement and satisfaction of all claims, past, present and future, of every kind and character for damages alleged to have been sustained as a result of a vehicular accident on August 14, 2003 at Browns Mill Road, SE and Jonesboro Road, SE as is more particularly set forth in the within claim; said sum taken from and charged to account **2P01/529017/T33301**.

APPROVED: **LINDA K. DISANTIS**
CITY ATTORNEY

Consent / Roll
Agenda / call

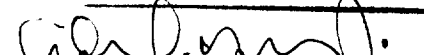
BY: 
JERRY L. DELOACH
DEPUTY CITY ATTORNEY

FAVORABLE REPORT

Public Safety

12-9-03

Chair





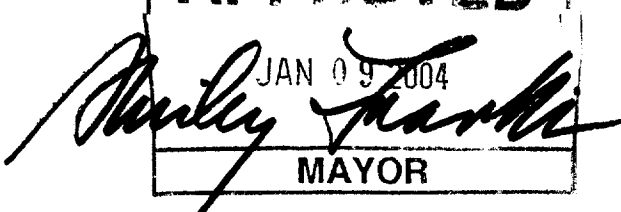


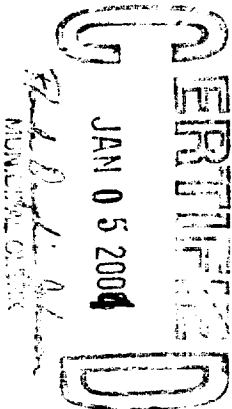
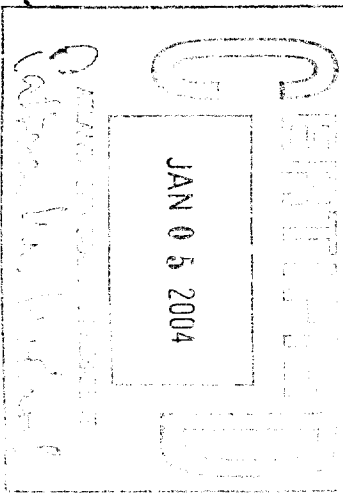


APPROVED

JAN 09 2004

MAYOR





ADOPTED BY
COUNCIL
JAN 05 2004



**MUNICIPAL CLERK
ATLANTA, GEORGIA**

03-R-2184

A RESOLUTION

**BY PUBLIC SAFETY AND
LEGAL ADMINISTRATION COMMITTEE**

BE IT RESOLVED BY the Council of the City of Atlanta that the action of the Department of Law be approved in authorizing payment **Clarissa A. Rowe, through her attorney, Patrick R. Matarrese** to in the sum of **\$3,677.37** in full settlement and satisfaction of all claims, past, present and future, of every kind and character, for damages alleged to have been sustained as a **result of a vehicular accident on August 14, 2003 at Browns Mill Road, SE and Jonesboro Road** as is more particularly set forth in the within claim; said sum taken from and charged to Account 2P01/529017/T31001, Settlement of Suits and Claims, Department of Law.

A true copy,

Rhonda Daughin Johnson
Municipal Clerk, CMC

**ADOPTED by the Council
APPROVED by the Mayor**

JAN 05, 2004
JAN 09, 2004

DEPARTMENT OF LAW - CLAIM INVESTIGATION SUMMARY

Claim No. 03L0778

Date: November 20, 2003

Claimant /Victim CLARISSA A. ROWE
BY: (Atty) Patrick A. Matarrese
Address: P. O. Box 95406, Atlanta, Georgia 30347-0406
Subrogation: Claim for Property damage \$ Bodily Injury \$ **12,500.00**
Date of Notice: 09/24/03 Method: Written, proper X Improper
Conforms to Notice: O.C.G.A. §36-33-5 X Ante Litem (6 Mo.) X
Date of Occurrence 08/14/03 Place: Browns Mill Road, SE and Jonesboro Road, SE
Department Public Works Bureau: Solid Waste Services
Employee involved Darryl D. Winfrey Disciplinary Action: Pending

NATURE OF CLAIM: The driver of the City vehicle rear ended a MARTA bus in which the claimant was riding causing her to be injured.

INVESTIGATION:

Statements: City employee Claimant Others Written Oral
Pictures Diagrams Reports: Police X Dept Report X Other
Traffic citations issued: City Driver Claimant Driver
Citation disposition: City Driver Claimant Driver

BASIS OF RECOMMENDATION:

Function: Governmental Ministerial X
Improper Notice More than Six Months Other Damages reasonable
City not involved Offer rejected Compromise settlement X
Repair/replacement by Ins. Co. Repair/replacement by City Forces
Claimant Negligent City Negligent X Joint Claim Abandoned

Respectfully submitted,


INVESTIGATOR - DIANNE C. MITCHELL

RECOMMENDATION:

Pay \$ 3,677.37 Adverse Account charged: 1A01 2J01 2H01 2P01 X
Claims Manager: Dianne C. Mitchell Concur/date 11/25/03
Committee Action: Council Action

RCS# 5288
1/05/04
3:23 PM

Atlanta City Council

Regular Session

CONSENT I

CONSENT I PG 1-9 EXCEPT;02-O-2087,
03-R-2173
ADOPT

YEAS: 10
NAYS: 0
ABSTENTIONS: 0
NOT VOTING: 6
EXCUSED: 0
ABSENT 0

Y Smith	NV Archibong	Y Moore	NV Mitchell
Y Starnes	Y Fauver	Y Martin	Y Norwood
Y Young	Y Shook	NV Maddox	Y Willis
Y Winslow	NV Muller	NV Boazman	NV Woolard

CONSENT I

1-05-04 Council Meeting	
ITEMS ADOPTED ON CONSENT	ITEMS ADVERSED ON CONSENT
1. 03-O-2225 2. 03-O-2161 3. 03-O-2221 4. 03-O-2175 5. 03-O-2229 6. 03-R-2171 7. 03-R-2214 8. 03-R-2215 9. 03-R-2233 10. 03-R-2219 11. 03-R-2172 12. 03-R-2174 13. 03-R-2176 14. 03-R-2246 15. 03-R-2247 16. 03-R-2248 17. 03-R-2226 18. 03-R-2232 19. 03-R-2237 20. 03-R-2178 21. 03-R-2181 22. 03-R-2182 23. 03-R-2183 24. 03-R-2184 25. 03-R-2185 26. 03-R-2186 27. 03-R-2187 28. 03-R-2188 29. 03-R-2189 30. 03-R-2190 31. 03-R-2191	32. 03-R-2192 33. 03-R-2193 34. 03-R-2194 35. 03-R-2195 36. 03-R-2196 37. 03-R-2197 38. 03-R-2198 39. 03-R-2199 40. 03-R-2200 41. 03-R-2201 42. 03-R-2202 43. 03-R-2203 44. 03-R-2204 45. 03-R-2205 46. 03-R-2206 47. 03-R-2207 48. 03-R-2208 49. 03-R-2209 50. 03-R-2210